

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**EDUARDO YATCO, M.D.,**

**Plaintiff,**

**V.**

**NANTICOKE HEALTH SERVICES, INC.**

### Defendants.

§ § § § §

**C.A. No.: 08-342 SLR**

### Trial by Jury Demanded

## STIPULATED BRIEF SCHEDULING ORDER

WHEREAS, an Opening Brief in Support of the Defendant's Motion to Dismiss of was filed on August 1, 2008; and

WHEREAS, Plaintiffs' response date, in accordance with local rules, is August 11, 2008;

and

WHEREAS, at Plaintiffs' request the parties have agreed, subject to the approval of the Court, upon a modified Briefing scheduled, as set forth below.

NOW THEREFORE, it is hereby stipulated and agreed by and between the parties, through their counsel and subject to the approval of the Court, that the time within which Plaintiff shall file his Opposition Brief to Defendants' Motion to Dismiss is extended from August 11, 2008 to August 25, 2008 and that the time within which Defendant shall file its Reply Brief is extended to September 1, 2008.

**BIGGS AND BATTAGLIA**

/s/ Robert D. Goldberg  
Robert D. Goldberg, Esquire (# 631)  
921 North Orange Street  
P.O. Box 1489  
Wilmington, Delaware 19899-1489  
(302) 655-9677  
Attorneys for Plaintiff Eduardo Yatco, M.D.

**GRIFFIN AND HACKETT, P.A.**

/s/ David R. Hackett  
David R. Hackett, Esquire (#424)  
116 W. Market Street  
P.O. Box 612  
Georgetown, DE 19947  
(302) 856-9066  
Attorneys for Defendant  
Nanticoke Health Services, Inc.

**IT IS SO ORDERED**

Dated: \_\_\_\_\_

\_\_\_\_\_  
U.S.D.J.